

## UNITED STATES DISTRICT COURT

for the

Northern District of West Virginia

Mountain State Mechanical Insulation, Inc.*Plaintiff*

v.

BELL Constructors, LLC , et al*Defendant*

Civil Action No. 1: 11 cv 180

## JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:

☐ the plaintiff *(name)* \_\_\_\_\_ recover from the  
 defendant *(name)* \_\_\_\_\_ the amount of  
 \_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
 interest at the rate of \_\_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_\_ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* \_\_\_\_\_  
 \_\_\_\_\_ recover costs from the plaintiff *(name)* \_\_\_\_\_

☒ other: purusant to F.R.C.P. 58, clerk is directed to enter judgment on this matter.

This action was *(check one)*:

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
 rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
 was reached.

☒ decided by Judge Irene M. Keeley

By order, this Court, GRANTS the defendants' Motion to Dismiss [35], DENIES AS MOOT the defendants' Motion  
 to Strike [39] . DISMISSES the Amended Complaint WITH PREJUDICE and ORDERS that it be STRICKEN from  
 the Court's active docket.

Date: 07/23/2012

CLERK OF COURT, Cheryl Riley

J. Musgrave, Deputy Clerk

Signature of Clerk or Deputy Clerk